
HOUSE BILL 3227

State of Washington

60th Legislature

2008 Regular Session

By Representatives Eickmeyer, Sump, Chase, Quall, Hasegawa, Appleton, Simpson, Haigh, Wallace, Dickerson, Takko, Conway, Pedersen, Kagi, Armstrong, Priest, Walsh, Hinkle, Condotta, McCoy, Roberts, Morris, Hudgins, Rolfes, Lantz, Schual-Berke, Morrell, Campbell, Sells, Sullivan, Kenney, and Linville

Read first time 01/25/08. Referred to Committee on Select Committee on Environmental Health.

1 AN ACT Relating to protecting Hood Canal by removing nitrates and
2 phosphates from on-site sewage disposal systems and wastewater
3 treatment plants; amending RCW 70.118B.040; adding a new section to
4 chapter 90.88 RCW; adding a new section to chapter 70.118 RCW; adding
5 a new section to chapter 70.118A RCW; and adding a new section to
6 chapter 90.48 RCW.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 90.88 RCW
9 to read as follows:

10 In aquatic rehabilitation zone one, any new or retrofitted on-site
11 sewage disposal systems or wastewater treatment systems installed after
12 July 1, 2009, must remove nitrates and phosphates to a level that at a
13 minimum meets the department of ecology's water quality standards and
14 does not adversely impact the health of Hood Canal.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.118 RCW
16 to read as follows:

17 In aquatic rehabilitation zone one as designated in RCW 90.88.010,
18 any new or retrofitted on-site sewage disposal system installed after

1 July 1, 2009, must remove nitrates and phosphates to a level that at a
2 minimum meets the department of ecology's water quality standards and
3 does not adversely impact the health of Hood Canal.

4 NEW SECTION. **Sec. 3.** A new section is added to chapter 70.118A
5 RCW to read as follows:

6 In aquatic rehabilitation zone one as designated in RCW 90.88.010,
7 any new or retrofitted on-site sewage disposal system installed after
8 July 1, 2009, must remove nitrates and phosphates to a level that at a
9 minimum meets the department of ecology's water quality standards and
10 does not adversely impact the health of Hood Canal.

11 **Sec. 4.** RCW 70.118B.040 and 2007 c 343 s 5 are each amended to
12 read as follows:

13 (1) For the protection of human health and the environment, the
14 secretary shall adopt rules for the comprehensive regulation of large
15 on-site sewage systems, which includes, but is not limited to, the
16 siting, design, construction, installation, maintenance, repair, and
17 permitting of the systems.

18 (2) In adopting the rules, the secretary shall, in consultation
19 with the department of ecology, require that large on-site sewage
20 systems comply with the applicable sections of chapter 90.48 RCW
21 regarding control and prevention of pollution of waters of the state,
22 including but not limited to:

23 (a) Surface and groundwater standards established under RCW
24 90.48.035; and

25 (b) Those provisions requiring all known, available, and reasonable
26 methods of treatment.

27 (3) In aquatic rehabilitation zone one as designated in RCW
28 90.88.010, any new or retrofitted large on-site sewage disposal system
29 installed after July 1, 2009, must remove nitrates and phosphates to a
30 level that at a minimum meets the department of ecology's water quality
31 standards and does not adversely impact the health of Hood Canal.

32 (4) In adopting the rules, the secretary shall ensure that
33 requirements for large on-site sewage systems are consistent with the
34 requirements of any comprehensive plans or development regulations
35 adopted under chapter 36.70A RCW or any other applicable comprehensive

1 plan, land use plan, or development regulation adopted by a city, town,
2 or county.

3 NEW SECTION. **Sec. 5.** A new section is added to chapter 90.48 RCW
4 to read as follows:

5 In aquatic rehabilitation zone one as designated in RCW 90.88.010,
6 any new or retrofitted wastewater treatment system installed after July
7 1, 2009, must remove nitrates and phosphates to a level that at a
8 minimum meets the department's water quality standards and does not
9 adversely impact the health of Hood Canal.

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